

EXHIBIT “H”

Failure to Comply with Adverse Climatic Condition Waiver Requirements.

“If the permittee is unable to collect samples due to adverse climatic conditions which make the collections of samples dangerous or impractical, the permittee must submit, in lieu of sampling data, a description of why samples could not be collected, including available precipitation data for the monitoring period. The permittee can only exercise this waiver once in a two (2) year period for outfalls designated 001A, 002A, and 003A.” Permit Part I.4.e, at 8.

Monitoring Period	Outfall	Sample Event	Violation
10/2013	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
10/2013	001A	2nd Wet Event	Did not include available precipitation data
10/2013	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
10/2013	002A	2nd Wet Event	Did not include available precipitation data
11/2013	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
11/2013	002A	Dry Event	Did not include available precipitation data
11/2013	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
11/2013	002A	1st Wet Event	Did not include available precipitation data
11/2013	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
11/2013	002A	2nd Wet Event	Did not include available precipitation data
02/2014	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
02/2014	002A	1st Wet Event	Did not include available precipitation data
07/2014	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
07/2014	001A	2nd Wet Event	Did not include available precipitation data
07/2014	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
07/2014	002A	2nd Wet Event	Did not include available precipitation data
08/2014	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
08/2014	001A	2nd Wet Event	Did not include available precipitation data
08/2014	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A

Monitoring Period	Outfall	Sample Event	Violation
08/2014	002A	2nd Wet Event	Did not include available precipitation data
01/2015	001A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 001A
01/2015	001A	Dry Event	Did not include available precipitation data
01/2015	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
01/2015	001A	2nd Wet Event	Did not include available precipitation data
01/2015	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
01/2015	002A	Dry Event	Did not include available precipitation data
01/2015	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
01/2015	002A	2nd Wet Event	Did not include available precipitation data
02/2015	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
02/2015	002A	Dry Event	Did not include available precipitation data
02/2015	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
02/2015	002A	1st Wet Event	Did not include available precipitation data
02/2015	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
02/2015	001A	2nd Wet Event	Did not include available precipitation data
02/2015	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
02/2015	002A	2nd Wet Event	Did not include available precipitation data
05/2015	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
05/2015	002A	Dry Event	Did not include available precipitation data
05/2015	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
05/2015	002A	1st Wet Event	Did not include available precipitation data
05/2015	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
05/2015	002A	2nd Wet Event	Did not include available precipitation data

Monitoring Period	Outfall	Sample Event	Violation
08/2015	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
08/2015	001A	2nd Wet Event	Did not include available precipitation data
08/2015	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
08/2015	002A	2nd Wet Event	Did not include available precipitation data
07/2016	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
07/2016	002A	Dry Event	Did not include available precipitation data
07/2016	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
07/2016	002A	1st Wet Event	Did not include available precipitation data
07/2016	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
07/2016	002A	2nd Wet Event	Did not include available precipitation data
07/2016	001A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 001A
07/2016	001A	2nd Wet Event	Did not include available precipitation data
08/2016	002A	Dry Event	Exercised waiver more than once in 2 yr period for outfall 002A
08/2016	002A	Dry Event	Did not include available precipitation data
08/2016	002A	1st Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
08/2016	002A	1st Wet Event	Did not include available precipitation data
08/2016	002A	2nd Wet Event	Exercised waiver more than once in 2 yr period for outfall 002A
08/2016	002A	2nd Wet Event	Did not include available precipitation data
TOTAL VIOLATIONS			60

*We were unable to obtain the July 2015 DMR for the Providence Terminal. Information contained within this DMR may reveal additional violations.